IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 15313 of 2004

Between:

M/s. Laxmi Engineering Works a Proprietary concern, having its office at Shop No. 8 and 9, Saroja Complex,
Opp. KBHB Colony, Kukatpally, Hyderabad factory at Plot No. 20 MIE, Hafizpet, Serlingampally Mandal, R.R. District rep by its Proprietor Mr. M.S.N. Raju

..... PETITIONER

AND

1 A.P. TRANSCO, rep by its Joint Managing Director, (Vigilance), Vidyut Soudha, Somajiguda, Hyderabad.
2 The Assistant Divisional Engineer, Electrical/Operation, A.P.C.P.D.C.L., Kukatpalli, R.R. District.
3 Station House Officer, A.P.T.S., Ranga Reddy District (North).

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus, or any other appropriate Writ, order or direction, declaring the provisional assessment notice vide Lr.No. ADE/O/KUP/D.No. 1341 dt. 12-4-2001 issued by the respondents demanding Rs.18,60,000/- towards compounding fee in respect of service connection 186 of the petitioner concern as arbitrary, illegal exorbitant and in violation of Sec.49 (B) of Indian Electricity Act 1910 as well as violative of Articles 14 and 21 of the constitution of India and consequently stay all further proceedings pursuant to the said notice, including the arrest of the petitioner.

Counsel for the Petitioner: MR.T.SURYA SATISH

Counsel for the Respondents: SMT.M.VINOBHA DEVI

The Court made the following :

THE HONOURABLE MS.JUSTICE G.ROHINI

WRIT PETITION NO.15313 OF 2004

ORDER:

Sri G.Ratna Sudhakar, representing Sri T.Surya Satish, learned counsel for the petitioner seeks permission to withdraw the writ petition with liberty to institute fresh proceedings with appropriate relief.

Accordingly, granting leave and liberty, the writ petition is dismissed as withdrawn. No costs.

_____

(G.ROHINI,J)

Date: 28.9.2004.

Mdaa.

Copy to:

1 A.P. TRANSCO, rep by its Joint Managing Director, (Vigilance), Vidyut Soudha, Somajiguda, Hyderabad.
2 The Assistant Divisional Engineer, Electrical/Operation, A.P.C.P.D.C.L., Kukatpalli, R.R. District.
3 Station House Officer, A.P.T.S., Ranga Reddy District (North).

4. Two C.D.Copies.